

**New Hampshire Racing & Charitable Gaming Commission  
Commission Meeting  
September 9, 2015  
15-10**

Present: Timothy J. Connors, Chairman  
Anthony B. Urban, Secretary  
Frederick H. Booth, Member  
Dennis H. Caza, Member  
Michael J. Gatsas, Member  
Lynn M. Presby, Member  
Paul M. Kelley, Director  
Sudhir K. Naik, Deputy Director  
Valerie King, Procedures Administrator  
Stephen Johnston, Supervisor-Gaming Operations  
Suzanne Robidoux, Gaming/Licensing Supervisor  
Amir Alic, Gaming Audit Supervisor  
Sandy Goulet, Gaming Auditor  
Linda Darrow, Administrative Secretary

In Attendance: Nick Bonardi, Ryan Gloddy, Dick Bouley, Jamie Timbas, Jan DiMarzio, Larry Belair, Verna Belair, Mark Newton, Anthony Fusco, Gregg Barber, Ed Callahan, and others.

Chairman Connors called the meeting to order at 11:00 a.m. He welcomed Mr. Larry Belair, Chair of the Games for Charity Study Commission, to the meeting.

Due to time constraints, the Commission addressed the Bingo and Games of Chance rules as the first item of business.

**Rules - Conditional Approval Response**

On a motion by Commissioner Urban and seconded by Commissioner Presby, the Commission unanimously voted to submit the Bingo (Chapter Pari 1000) conditional approval response to OLS for review and approval in accordance with RSA 541-A:13,V (a).

On a motion by Commissioner Urban and seconded by Commissioner Presby, the Commission unanimously voted to submit the Games of Chance (Chapter Pari 1200) conditional approval response to OLS for review and approval in accordance with RSA 541-A:13,V (a).

Procedures Administrator King then took the approved conditional rules to JLCAR for signature.

On a motion by Commissioner Booth and seconded by Commissioner Presby, the Commission unanimously voted to approve and place on file the minutes dated July 17, 2015 and August 4, 2015.

On a motion by Commissioner Booth and seconded by Commissioner Caza, the Commission unanimously voted to place on file the Racing & Charitable Gaming statistics for the fiscal period of July 1, 2014 – August 30, 2015. It was noted that due to table stakes poker, the downward revenue trend has reversed.

The Games of Chance/Bingo/Lucky 7 warnings were reviewed. Deputy Director Naik noted that there are no items that remain outstanding. The reports were accepted and placed on file.

The Games of Chance State and Charity revenue spreadsheets were reviewed and placed on file.

The Electronic Lucky 7 Machine Activity Summary was reviewed. Due to the length of time the devices have been approved and in use across the state, the report only covered a 3-month period. Discussion ensued. Staff was directed to make a formatting change to the spreadsheet; provide the Commission with data comparing sales of Lucky 7 tickets, before and after the electronic devices were installed; and contact manufacturers to ascertain if electronic reports can be sent automatically to the agency on a pre-determined schedule.

Mr. Bouley, consultant for Diamond Distributors, presented a waiver request from Mr. Wentworth, President of Diamond Distributors, requesting that the server for the electronic Lucky 7 machines be stored at the manufacturer's office (Technology Exclusive in Nashua NH) rather than at Diamond Distributors due to lack of an air-conditioned room at their location. Discussion ensued. The request was tabled when Mr. Bouley asked for time to contact his client to obtain more detailed information. Upon his return to the meeting, discussion ensued. On a motion by Commissioner Presby and seconded by Commissioner Urban, the Commission unanimously voted to take the request off the table. On a motion by Commissioner Presby and seconded by Commissioner Caza, the Commission unanimously voted to grant the waiver on condition that it comports with all the rules and that Mr. Bouley will provide a letter to the Commission stating that staff has complete access to the server stored at Technology Exclusive.

#### Correspondence:

Summary of RCGC monthly activities for month ended 7/31/15 was accepted and placed on file.

#### Old Business:

- Director Kelley noted that work on NForms, the governor's initiative to put all licensing capabilities on line, is on-going.
- Director Kelley stated that the governor is meeting with all agency heads this afternoon.
- Deputy Director Naik continues to work with the auditors in developing self-audit procedures. He hopes to have a finalized draft ready for the next meeting.
- Commissioner Gatsas noted that the account wagering balance information from Seabrook and Rockingham fall within the required limits.
- A hearing on SB144, Shared Bingo, is scheduled for Tuesday, September 15<sup>th</sup>. As the bill is expected to pass, discussion ensued regarding which entity will have oversight. Director Kelley was asked to send a letter to the committee stating that the Commission believes it should have oversight of shared bingo through a state RFP to contract with a vendor. Chairman Connors, Commissioners Presby and Booth will be attending the hearing.
- Unauthorized gambling machines – Director Kelley noted that the agency is in need of resources and rules promulgation to address this concern.
- Director Kelley is in the process of organizing tours of gaming venues for Chairman Belair and members of the Games for Charity Study Commission

### Table Stakes Poker

Discussion followed concerning Table Stakes Poker. Director Kelley noted that the Commission has the authority to place limits on this game. Currently, rebuys range from \$150 up to \$750, depending on which game is played (1-1, 1-2, 2-4). Representative Williams previously raised a concern that the top end of the range was a little higher than he anticipated. A motion was made by Commissioner Booth to place a cap of up to \$500 in rebuys. Commissioner Urban seconded the motion.

For the record, Commissioner Presby stated that a study group was held with many of the stakeholders to discuss table stakes poker. Their feedback was fairly consistent. The legislature wanted to enhance the game to bring more players in but did not specify how to manage the game. Discussion ensued with the game operators on how the game is currently played at their locations. The consensus among the operators was that this game has brought the home players in to play and the importance of establishing written criteria on how the game is to be played. Commissioner Gatsas made a motion to amend Commissioner Booth's motion by adding that players are to get their money from the cage before beginning play for the evening. The Commission unanimously passed the motion to place a cap of up to \$500 in rebuys as amended. Staff was asked to provide written guidelines for table stakes poker to the operators so they could post them. The operators will submit updated house rules to the agency.

Chairman Connors called a recess at 12:00 noon. At 12:10 p.m., the meeting reconvened.

### Rules – Adoption

Procedures Administrator King notified Director Kelley that the approved conditional rules were signed.

On a motion by Commissioner Gatsas and seconded by Commissioner Presby, the Commission unanimously voted to adopt and file the Bingo rule (Chapter Pari 1000), as amended in accordance with the terms of the conditional approval. The rule shall become effective at 12:01 a.m. on the day after filing.

On a motion by Commissioner Gatsas and seconded by Commissioner Presby, the Commission unanimously voted to adopt and file the Games of Chance rule (Chapter Pari 1200), as amended in accordance with the terms of the conditional approval. The rule shall become effective at 12:01 a.m. on the day after filing.

There being no questions or comments from the audience, on a motion by Commissioner Urban, seconded by Commissioner Caza and by a unanimous roll call vote the Commission voted to adjourn the regular meeting:

Connors	-	Yes
Caza	-	Yes
Booth	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Urban	-	Yes

The next meeting is scheduled for Wednesday, October 7, 2015 at 11:00 a.m. in Room 274 of the Walker Building.

The Chairman closed the public meeting at 12:15 p.m.

Respectfully Submitted,

Anthony B. Urban  
Secretary